

empt the laws of that State referred to in this section.

(d) DEFINITIONS.—For purposes of this section—

(1) the term “charitable organization” means an organization described in paragraphs (1) through (5) of section 170(c) or section 501(c)(3) of the Internal Revenue Code of 1986;

(2) the term “security” has the same meaning as in section 3 of the Securities Exchange Act of 1934; and

(3) the term “State” means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.

SEC. 7. EFFECTIVE DATES AND APPLICABILITY.

This Act and the amendments made by this Act shall apply in all administrative and judicial actions pending on or commenced after the date of enactment of this Act, as a defense to any claim that any person, security, interest, or participation of the type described in this Act and the amendments made by this Act is subject to the provisions of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Company Act of 1940, or the Investment Advisers Act of 1940, or any State statute or regulation preempted as provided in section 6 of this Act, except as otherwise specifically provided in such Acts or State law.

After debate,

Pursuant to clause 4 of rule XIII, the previous question on the amendment in the nature of a substitute and the bill was considered as ordered.

The question being put, viva voce,

Will the House agree to said amendment in the nature of a substitute?

The SPEAKER pro tempore, Mr. BARR, announced that the yeas had it.

So the amendment in the nature of a substitute was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BARR, announced that three-fifths of the Members present had voted in the affirmative.

Mr. MARKEY objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 5, rule I, announced that further proceedings were postponed.

The point of no quorum was considered as withdrawn.

152.13 CHARITABLE GIFT ANNUITY ANTITRUST RELIEF

The Committee of the Whole House on the state of the Union was discharged from further consideration of the bill (H.R. 2525) to modify the operation of the antitrust laws, and of State laws similar to the antitrust laws, with respect to charitable gift annuities.

When said bill was considered and read twice.

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 4 of rule XIII, recognized Mr. HYDE and Mr. CONYERS, each for 30 minutes.

After debate,

152.14 POINT OF ORDER

Mr. HYDE made a point of order, and said:

“Mr. Speaker, point of order. Should the gentleman’s remarks be confined to the bill and not to extraneous matter that may be lurking within his fertile imagination?”

The SPEAKER pro tempore, Mr. BARR, sustained the point of order, and said:

“The gentleman is correct. The Chair would admonish the gentleman from California to limit his remarks to the subject matter of H.R. 2525 currently pending before this body.”

After further debate,

Pursuant to clause 4 of rule XIII, the previous question was considered as ordered.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BARR, announced that three-fifths of the Members present had voted in the affirmative.

Mr. HYDE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 5, rule I, announced that further proceedings were postponed.

152.15 RECESS—3:20 P.M.

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 12 of rule I, declared the House in recess at 3 o’clock and 20 minutes p.m., until 5:30 p.m.

152.16 AFTER RECESS—5:30 P.M.

The SPEAKER pro tempore, Mr. BARR, called the House to order.

152.17 UNFINISHED BUSINESS—H.R. 2519

The SPEAKER pro tempore, Mr. BARR, pursuant to clause 5 of rule I, announced the unfinished business to be the question on the passage of the bill (H.R. 2519) to facilitate contributions to charitable organizations by codifying certain exemptions from the Federal securities laws, and for other purposes.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BARR, announced that three-fifths of the Members present had voted in the affirmative.

Mr. KLECZKA objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 421
Nays 0

152.18 [Roll No. 822] YEAS—421

Abercrombie
Ackerman
Allard

Andrews
Archer
Armey

Bachus
Baesler
Baker (CA)

Baker (LA)
Baldacci
Ballenger
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Becerra
Beilenson
Bentsen
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Bliley
Blute
Boehkert
Boehner
Bonilla
Bonior
Bono
Borski
Boucher
Brewster
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Brownback
Bryant (TN)
Bryant (TX)
Bunn
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cardin
Castle
Chabot
Chambliss
Chapman
Chenoweth
Christensen
Chrysler
Clay
Clayton
Clement
Clinger
Clyburn
Coble
Coburn
Collins (GA)
Collins (IL)
Collins (MI)
Combest
Condit
Conyers
Cooley
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cremeans
Cubin
Danner
Davis
Deal
DeFazio
DeLauro
DeLay
Dellums
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Doggett
Dooley
Doolittle
Dornan
Doyle
Dreier
Duncan
Dunn
Durbin
Edwards
Ehlers

Ehrlich
Emerson
Engel
English
Ensign
Eshoo
Evans
Everett
Ewing
Farr
Fattah
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Flake
Flanagan
Foglietta
Foley
Forbes
Ford
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Frost
Funderburk
Furse
Gallagher
Ganske
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrist
Gillmor
Gilman
Gonzalez
Goodlatte
Goodling
Gordon
Goss
Graham
Green
Greenwood
Gunderson
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Heineman
Herger
Hilleary
Hilliard
Hinchey
Hobson
Hoekstra
Hoke
Holden
Horn
Hostettler
Houghton
Hoyer
Hunter
Hutchinson
Hyde
Inglis
Istook
Jackson-Lee
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E. B.
Johnson, Sam
Johnston
Jones
Kanjorski
Kaptur
Kasich
Kelly
Kennedy (MA)
Kennelly
Kildee
Kim
King

Kingston
Klecza
Klink
Klug
Knollenberg
Kolbe
LaFalce
Lahood
Lantos
Largent
Latham
LaTourette
Laughlin
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lightfoot
Lincoln
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Longley
Lowey
Lucas
Luther
Manton
Manzullo
Markey
Martinez
Martini
Mascara
Matsui
McCarthy
McCollum
McCrery
McDade
McDermott
McHale
McHugh
McInnis
McIntosh
McKeon
McKinney
McNulty
Meehan
Meek
Menendez
Metcalfe
Meyers
Mfume
Mica
Miller (CA)
Miller (FL)
Minge
Mink
Moakley
Molinar
Mollohan
Montgomery
Moorhead
Moran
Morella
Murtha
Myers
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pombo
Pomeroy
Porter
Portman
Poshard